FROM
C. F. CREIGHTON, D. D.
725 S. 12th St.
LINCOLN, NEBR.

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1886

MINUTES

OF THE

Joint University Commission,

OF THE

Annual Conferences of Nebraska,

HELD AT

Lincoln, Nebraska, December 15th, 16th and 17th, 1886,

WITH THE

PLAN OF AGREEMENT AS ADOPTED,

AND THE

CHARTER

OF THE

Nebraska Wesleyan University,

LOCATED AT

LINCOLN, NEBRASKA.

EVENING NEWS COMPANY, STATE PRINTERS,
1887.

Secretary's Preface.

The Secretary of the board of Commissioners having been authorized to edit and publish the Minutes of these proceedings, he has not felt at liberty to make this record a mere statement of the work done. The different interests and localities represented; the various opinions held and views advocated, made the end sought one of extreme delicacy and difficulty, and it is thought that such a record as is here given is but just to all concerned. Nothing of any significance or importance is omitted from the record of the regular minutes of each session.

It has been the problem of more than one state to find a solution that would unify our educational interests. The multiplicity of schools and colleges has divided our strength, and the only relief in older states has been that which time has brought, by the survival of a few stronger institutions and the final extinction of weaker ones. The ideal University is barely reached by those corporations, richly endowed and of unlimited patronage, and if we would meet the reasonable demands of higher education, even to a limited degree, we must unify our interests and concentrate our efforts to that end.

We trust that in this great new West the plan we have adopted thus early, though it require time to consummate these ends, will save us the expense and experience of fostering institutions to be killed off, and that those we have may be so assimilated into one University that they will contribute to the strength of the head and share in its honor usefulness and prosperity. The founding of a University is an event of such magnitude, that should it prove worthy of the name those engaged in these proceedings will have no reason to regret that a minute record has been preserved, and they may commend the plan of their action to those localities already too abundantly supplied with institutions of learning.

C. F. CREIGHTON.

Methodist Episcopal Church. Conferences.
Nebraska. Joint
University commission

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American University
October 9, 1924

University Commissioners.

APPOINTMENT.

The several annual conferences of the Methodist Episcopal Church in Nebraska, viz: the *North Nebraska, Nebraska, and West Nebraska*, at their sessions held in the month of September, 1886, appointed a joint commission of ministers and laymen for the purpose of unifying our educational interests in this State, and the action of each body is incorporated in the following resolutions.

THE NORTH NEBRASKA CONFERENCE.

Resolved, That, while there is so much reason for rejoicing because of zeal for our educational interests, we also desire to guard against the disaster sure to come from undue multiplication, within narrow territorial limits, of institutions of learning of the same grade; and, in order to secure the unification of our educational work in the State of Nebraska, therefore we, as a conference, request our presiding Bishop to appoint a committee of five, to act with a committee of the same number from each of the other Nebraska Conferences, together with Bishops C. H. Fowler, Thos. Bowman. H. W. Warren and C. D. Foss, as a joint commission, to take such action towards this unification as they may deem proper. And we also request Bishop Fowler, as Chairman of said committee, to invite this suggested action on the part of these Conferences and the co-operation of these afore-mentioned Bishops.

Resolved, That the Board of Trustees of Nebraska Central College be requested to appoint three of their number to represent them in the

commission to consider the unification of our educational work in the State of Nebraska.

THE WEST NEBRASKA CONFERENCE.

Feeling the necessity of unity in our educational enterprises in the State of Nebraska, in order to secure the greatest efficiency, and learning with pleasure, that action seeking this end was taken by the North Nebraska Conference at its recent session, Therefore

Resolved, That we create a commission of five members to be appointed by the Bishop, to meet with similar representatives from the North Nebraska and Nebraska Conferences and with our presiding Bishop and Bishops Bowman, Warren and Foss, for the purpose of unifying our educational enterprises.

Resolved, That we invite the Trustees of Mallalieu University to select and send three delegates to this commission.

THE NEBRASKA CONFERENCE.

WHEREAS, The North and the West Nebraska Conferences have each appointed a Commission for the unification of all our educational interests, and have requested the co-operation of this Conference. Therefore,

Resolved, First, That we heartily concur in the wish that all our educational interests may be so harmonized and adjusted that we shall be able to build up such an institution of learning as shall be patronized by the whole of Nebraska Methodism.

Resolved, Second, That we request the presiding Bishop to appoint five brethren—three ministers and two laymen—to act jointly with those already appointed in the inauguration and location of a University—said University, in addition to whatever departments may be founded to incorporate all our existing institutions of learning as colleges, if deemed practicable.

Resolved, Third, That we endorse the appointments of Bishops Fowler, Bowman, Foss and Warren, as members of this Joint Commission; and though the absence of Bishop Ninde forbids his immediate co-operation on said Commission, we believe that after his temporary absence he may be of material benefit to this work, and we commend his appointment as a member of said Commission.

Resolved, Fourth, That the Trustees of the Methodist Episcopal College at York be requested to appoint three persons who shall represent that corporation and be members of said Joint University Commission.

In accordance with these provisions the persons

appointed, in addition to the Bishops named, were as follows:

CONFERENCES.

Representing the North Nebraska Conference:—Rev. J. W. Shank, Rev. J. W. Phelps, Rev. A. Hodgetts, L. H. Rogers, A. J. Anderson.

Representing the West Nebraska Conference:—Rev. T. B. Lemon, D. D., Rev. L. Stevens, Rev. W. C. Wilson, Rev. G. W. Martin, Rev. P. C. Johnson.

Representing the Nebraska Conference:—Rev. W. G. Miller, D. D., Rev. C. F. Creighton, D. D., Rev. H. T. Davis, Hon. J. W. Small, Hon. C. C. White.

COLLEGES.

Representing the "Nebraska Central College:"—Rev. J. B. Maxfield, D. D., Rev. David Marquette, Hon. N. R. Persinger.

Representing "Mallalieu University:"—Rev. L. H. Eddleblute, Rev. Jas. Leonard, Rev. Allen Bartley.

Representing the "Methodist Episcopal College of Nebraska:"—Rev. R. N. McKaig, F. K. Atkins, F. L. Mayhew.

By the appointment of Bishop C. H. Fowler the Joint Commission met in the city of Lincoln in St. Paul church, Wednesday Dec. 15th, 1886, at 3 p. m. The meeting was called to order by Bishop Thomas Bowman, who, upon the motion of Bishop H. W. Warren was made chairman of the commission. C. F. Creighton was chosen secretary with the privilege of selecting an assistant; F. K. Atkins was chosen.

Dr. T. B. Lemon made the opening prayer. All the members of the commission answered to the call of the

roll, except that Bishops Fowler and Foss were absent.

A committee having been appointed at an informal meeting held prior to this, for the purpose of arranging a plan of agreement, the Chair called for the report. Upon the reading of the same, Dr. Lemon moved that the report be taken up item by item. Adopted.

ITEM 1. That Trustees to be hereafter appointed, secure a charter for a University, to include as contributory or allied institutions the schools and colleges, at present or hereafter coming under the control of the Methodist Episcopal church in Nebraska.

Under this item, the question arose as to the prerogatives of this commision, and whether authority was vested in this body to found a University.

Rev. H. T. Davis moved that the consideration of item first of the report be postponed. This motion was laid on the table. Rev. H. T. Davis offered the following:

Resolved, That it is the sense of this Joint Commission that we are here with full power to act on any question touching the unification of the educational interests of the State.

After discussion it was moved by Rev. David Marquette that the resolution be laid on the table until the arrival of Bishop Fowler, who presided at the three Conferences appointing the commission. The motion prevailed.

On motion of Bishop Warren, item first was adopted by a rising vote. Affirmative 14. Negative 9.

On motion of Bishop Warren the report was referred back to the committee for re-consideration and to be printed. Various motions, to add to the committee; etc., which did not prevail, are not recorded.

The pastor of St.Paul church announced that the ladies of the W. F. M. S. had prepared tea in the din-

ing room of the church, and extended an invitation to members of the Commission.

The committee were excused to pursue their work. Commission adjourned to meet at 7 :30 p.m.

EVENING SESSION.

Commission met at 7 ;30 p.m. Bishop Warren presiding. Minutes of the previous session read, corrected and approved, followed by singing "All Hail the Power of Jesus Name," and prayer.

On motion of Rev. David Marquette a recess was taken until the committee were ready to make their report.

After recess, Bishop Bowman presiding, called the meeting to order. While waiting the report of the committee, Bishops Bowman and Warren each addressed the Commission on the work in hand, and with reference to our educational interests in general. The printed report was furnished each member and read by the secretary, and the Chair declared the items in the report to be open for discussion.

Bishop Warren was unable to remain longer, and retired from the Commission.

Dr. Lemon requested to be excused from the evening session. The request was granted. Meeting adjourned to 8 :30 the morning following.

MORNING SESSION OF DEC. 16, 1886.

Convened at 8:30, pursuant to adjournment. Bishop Bowman presiding. After prayer by Dr. W. G. Miller, Hon. C. C. White was elected Secretary, *pro tem.*

Rev. L. Stevens moved that item second of the printed report be adopted. On motion of C. F. Creighton the Chair appointed a committee to prepare a suitable substitute therefore. Chair appointed Rev. P. C. Johnson and C. F. Creighton. Committee were excused, and article *three* was taken up.

Dr. Miller moved its adoption as printed.

It was moved to amend item three by striking out the words, "consisting of four ministers and three laymen." Amendment adopted, and item three as amended was adopted, viz:

The first board of University Trustees shall consist of seven trustees from within the boundaries of each conference in Nebraska to be appointed by this Commission, and approved by the several conferences to which they belong, and that hereafter the trustees shall consist of seven persons from each and every conference, elected in four annual classes by their respective conferences. The persons thus elected by the several conferences shall constitute the local boards of the several colleges within the bounds of their respective conferences.

These several local boards of trustees to hold and control the property of each college as above provided, and each local board may nominate so many additional members as each separate conference may determine to elect, who, in addition to said local board, shall perform the duties of said local trustees.

The committee appointed to revise item second, proposed the following as a substitute, which was adopted, viz:

SECOND—That all schools or colleges, which are now or may hereafter become the property of the Methodist Episcopal Church in Nebraska shall be under the control of the University trustees, but all the

property, real, personal, or mixed, shall be held and controlled by their own local boards of trustees.

On motion a committee consisting of W. G. Miller, P. C. Johnson and David Marquette, was appointed to set forth and define the powers and duties of University and local boards of trustees.

Committee excused; recess taken. Meeting again called and report of committee presented and adopted, viz:

FOURTH—Duties of the University and College trustees.

(A) The University trustees to have and hold all property belonging to the University proper, and to manage the affairs of the same.

(B) To determine the courses of study, text books to be used, systems of grading, and to do all such other work as appertains to the general educational interests of the allied colleges. Providing that each college elect its own faculty and arrange for its own internal discipline.

All other powers remain with the local board of trustees as defined by their charters and by-laws.

On motion of C. F. Creighton, item fifth was adopted and changed to read as follows.

FIFTH—Any school or college existant, or that may hereafter come under the charter of the University, shall be entitled to retain its college name, to acquire property to be held for the benefit of such college, to teach regular preparatory and collegiate studies, as far as the end of the Sophomore year of the University course, and to confer academic and normal degrees. The colleges of the University shall have the same courses of study, use the same text books, and students of one college shall be entitled to enter the same grade and rank in any college of the University, on certificate of standing, without examination.

Meeting adjourned to 1:30 p.m.

AFTERNOON SESSION.

Convened at 1:30 p.m., Bishop Bowman presiding. Prayer offered by Rev. A. Hodgetts, followed by call of the roll.

Dr. Miller moved that we make three o'clock the

special order of the day to receive propositions from competing points for the location of the University. Motion discussed and afterward withdrawn.

The Secretary announced the following telegram from Bishop Fowler: "Chicago, Ill., Dec. 16, 1886.—Two days lost by two derailings. Baggage just in from wreck. Cannot reach you. Very sorry."

On motion of Rev. G. W. Martin, recess was taken to enable representatives of the conferences to prepare nominations for their respective boards of trustees.

Dr. Lemon was granted leave to retire from the Commission on the ground of physical disability.

On motion the plan of agreement as adopted item by item was adopted as a whole.

Moved that we proceed to the election of the University board of trustees. Carried.

On motion the conferences were called and trustees nominated and elected as follows:

For the North Nebraska Conference:—J. B. Maxfield, D. Marquette, N. R. Persinger, A. J. Anderson, A. Hodgetts, J. W. Phelps, L. H. Rogers.

For the Nebraska Conference:—F. L. Mayhew, C. C. White, J. W. Small, C. A. Atkinson, J. J. Imhoff, W. G. Miller, C. F. Creighton.

For the West Nebraska Conference.—T. B. Lemon P. C. Johnson, W. C. Wilson, T. C. Webster, Allen Bartley, Geo. W. Martin, L. Stevens.

A motion that it require a two-thirds vote of the Commission to secure the location of the University, and another that it require a majority of all the Commission, were lost.

Moved by Dr. Maxfield that the vote be cast by delegations.

W. C. Wilson moved as a substitute, that we vote for the different places competing by ballot. The substitute prevailed.

The Chair called for representations from the Nebraska Conference.

President R. N. McKaig responded, presenting the claims of YORK, the seat of the "Methodist Episcopal College of Nebraska." Rev. E. M. Battis, Hon. J. W. Barnes and Rev. Duke Slavens, followed with addresses representing various phases of the York proposition.

The York proposition was as follows:

40 acres campus		$ ———
Endowment notes, Face		26,586.25
Interest for 1886		1,967.30
Notes and Subscriptions (less liabilities)		15,943.75
1040 acres of land, valued at		6,040.00
Total endowment		$50,537.30
Present College Buildings	$17,800.00	
Building Fund Notes	2,675.00	
Cabinet	1,000.00	
Furniture	400.00	
Total Buildings and Building Fund		$ 21,875.00
472 residence lots in York		$118,000.00
Total net valuation above campus		$190,412.30

Meeting of Commission adjourned till 7 o'clock p.m.

EVENING SESSION.

Meeting called to order at 8:30 p.m., by Bishop Bowman, followed by song, and prayer by Rev. P. C. Johnson. Further propositions from the Nebraska Conference called. C. F. Creighton responded for the city of Lincoln. Two propositions were made giving the Commission choice of either.

*One proposition**—Subscriptions and notes...	$100,000
Campus, 40 acres, valued...	40,000
Total.....	$140,000

Another†—City subscriptions.....	$ 50,000
Campus 40 acres.....	40,000
Lots valued at.....	3,500
800 lots contiguous to campus@250	200,000
Total.....	$ 293,500

Bishop Bowman announced that engagements required him to leave the city, and Dr. W. G. Miller was elected Chairman.

On motion of Rev. D. Marquette, a vote of thanks was tendered Bishop Bowman, who responded briefly and retired from the Commission.

The North Nebraska Conference was then called.

Hon. N. R. Persinger represented the claims of the "Nebraska Central College," located at Central City and presented a proposition. Rev. Hilton, pastor of the Methodist Episcopal church at Central City, Dr. Maxfield, and Rev. D. Marquette each followed in turn.

* † See last page.

The Central City proposition was as follows:

Buildings and Furnishings	$ 20,000
100 acres campus@$200 per acre	20.000
1000 lots @ $100 per lot	100,000
Subscriptions	20,000
Scholarships	10,000
Total	$170,000

Rev. J. W. Phelps and Rev. T. B. House represented the City of Omaha. Efforts in that city had been delayed to a late day and if further time were allowed by deferring the location, it was urged that the offers of that city would be greatly augmented.

The Omaha proposition was:

Subscriptions, cash, etc	$130,000
Campus 40 acres	50,000
Total	$180,000

The West Nebraska Conference was called, and introduced by Rev. P. C. Johnson followed by Rev. Allen Bartley, in behalf of "Mallalieu University," located in the town of Bartley, Neb. The full and absolute title to 2000 acres of land in which was included the town site of Bartley was proffered; provided that the sum of thirty thousand dollars be paid to said Allen Bartley from the sale of lots in said town.

Rev. R. N. McKaig then reviewed the different propositions made, and moved that we proceed to ballot for the location.

Rev. J. W. Shank moved that the ballot be an informal one.

The Chair ruled that an informal ballot would be out of order.

The motion of Rev. McKaig prevailed.

The question arose as to whether the delegates from Mallalieu University were entitled to vote since it was inferred from remarks made that said representatives declined to consider that institution as coming under the Plan of Agreement. This impression was corrected, however, by Rev. P. C. Johnson and others, and the Chair ruled that said representatives were entitled to vote.

Tellers were appointed, and ballot taken resulting as follows, viz:

Lincoln 11.
York....8.
Bartley..4.

Neither location having received a majority of votes cast, the Chair declared another ballot.

SECOND BALLOT.

Lincoln 14.
York 9.

Lincoln having received a majority of the votes cast, the Chair declared the result in favor of that city.

President McKaig moved that the vote be made unanimous. Motion carried unanimously by a rising vote.

On motion the Lincoln propositions were referred to the University Board of Trustees for choice and acceptance as they should elect.

Commission adjourned to meet at 8:30 a.m. the day following.

MORNING SESSION, DEC. 17.

The Commission met at 8:30 a.m., Dr. W. G. Miller in the Chair. Rev. J. W. Shank was elected Secretary *pro tem.*

On motion of Rev. H. T. Davis, the trustees were authorized to procure a charter for the University.

After a recess, taken to allow the Board of Trustees to organize, Rev. J. W. Shank moved that the existing boards of trustees of the schools and colleges remain in full power until the close of this conference year. Motion carried.

On motion Art. Fifth of the plan of agreement was reconsidered.

Moved by L. H. Eddlebute to strike out the words "and to confer academic and normal degrees," from Art. Fifth.

C. F. Creighton gave notice for Messrs. Pitcher & Baldwin that if changes contemplated were made in Plan of Agreement, their offer was withdrawn, and moved an amendment to Art. 5, which was adopted as follows:

Amendment to Art. Fifth.

The clause in Art. 5 of the above which reads, "as far as the end of the sophomore year, etc." shall be understood to be so interpreted that any college of this university may be graded in its classical curriculum in every detail, so that its classical senior year of graduation shall not be graded higher than the end of the sophomore year of the classical course of the university.

Rev. D. Marquette moved an addition, which was adopted as follows:

The board of trustees shall make the grade of the university equal to that of any Methodist university in the United States.

Rev. J. W. Shank moved that the name of the University be "NEBRASKA WESLEYAN UNIVERSITY." Adopted unanimously.

On motion, the Secretary was requested to edit and publish the minutes of the Commission in pamphlet form.

The Commission then adjourned *sine die*.

C. F. CREIGHTON, Secretary.
F. K. ATKINS, Assistant Sec.

PLAN OF AGREEMENT.

FOR THE UNIFICATION OF OUR COLLEGES IN A UNIVERSITY IN NEBRASKA.

FIRST—That Trustees, to be hereafter appointed, secure a charter for a University to include as contributory or allied institutions the schools and colleges at present or hereafter coming under the control of the Methodist Episcopal Church in Nebraska.

SECOND—That all schools or colleges, which are now or may hereafter become the property of the Methodist Episcopal Church in Nebraska shall be under the control of the University trustees, but all the property, real, personal, or mixed, shall be held and controlled by their own local boards of trustees.

THIRD—The first board of University trustees shall consist of seven trustees, from within the boundaries of each conference in Nebraska to be appointed by this commission, and approved by the several conferences to which they belong, and that hereafter the trustees shall consist of seven persons from each and every conference, elected in four annual classes by their respective conferences. The persons thus elected by the several conferences shall constitute the local boards of the several colleges within the bounds of their respective conferences.

These several local boards of trustees to hold and

control the property of each college as above provided, and each local board may nominate so many additional members as each separate conference may determine to elect, who, in addition to said local board, shall perform the duties of said local trustees.

FOURTH—Duties of the University and College trustees.

(A) The University trustees to have and hold all property belonging to the University proper, and to manage the affairs of the same.

(B) To determine the course of study, text books to be used, systems of grading, and to do all such other work as appertains to the general educational interests of the allied Colleges. Providing that each College elect its own faculty and arrange for its own internal discipline.

All other powers remain with the local boards of trustees as defined by their charters and by-laws.

FIFTH—Any school or college existant, or that may come under the charter of the University, shall be entitled to retain its college name, to acquire property to be held for the benefit of such college, to teach regular preparatory and collegiate studies, as far as the end of sophomore year of the University course, and to confer academic and normal degrees. The Colleges of the University shall have the same courses of study, use the same text books, and students of one college shall be entitled to enter the same grade and rank in any College of the University, on certificate of standing, without examination.

Amendment to Art. Fifth.

The clause in Art. 5 of the above which reads,

"as far as the end of the sophomore year, etc." shall be understood to be so interpreted that any College of this University may be graded in its classical curriculum in every detail, so that its classical senior year of graduation shall not be graded higher than the end of the sophomore year of the classical course of the University.

The following addition was adopted:

The board of trustees shall make the grade of the University equal to that of any Methodist University in the United States.

CHARTER

OF THE

Nebraska Wesleyan University,

LOCATED AT

Lincoln, Nebraska.

ART. I—WHEREAS, The three annual conferences of the Methodist Episcopal Church in Nebraska at their annual sessions in September, 1886, duly appointed members of a Commission together with members duly appointed by the Trustees of the colleges at York, Central City and Bartley, respectively, at the request of said conferences; to meet in the city of Lincoln, Nebraska, for the purpose of locating a University for said church and unifying the educational interests of said church in Nebraska, and

WHEREAS, Said Commission duly met in said city on December 15th, 1886, and duly located such University at said city of Lincoln and adopted a plan of agreement for the unification of said educational interests, and

WHEREAS, At said meeting said Commission duly designated, named and appointed the name and style of said institution as the

The Nebraska Wesleyan University, and duly designated and appointed the following named persons to constitute the Board of Trustees of said University, to-wit: John B. Maxfield, David Marquette, N. R. Persinger, A. J. Anderson, J. W. Phelps, Alfred Hodgetts, L. H. Rogers, F. L. Mayhew, J. J. Imhoff, C. C. White, W. G. Miller, C. F. Creighton, J. W. Small, C. A. Atkinson, Thomas B. Lemon, Allen Bartley, P. C. Johnson, Geo. W. Martin, W. C. Wilson, L. Stevens, and T. C. Webster, and the undersigned desire to become a body corporate under the laws of the State of Nebraska for educational purposes, and such institution to be of the rank and grade of a University, and to be known and styled "The Nebraska Wesleyan University," to remain and have perpetual succession, with power to sue and be sued, plead and be impleaded; to acquire, hold and convey property, real, personal and mixed in all lawful ways; to have and use a common seal and to alter the same at pleasure; to make and alter from time to time such By-laws, rules and regulations as they may deem necessary for the government of said institution, its officers and employees, *Provided*, the same are not inconsistent with the laws of Nebraska, and to confer on such persons as may be considered worthy, such honorary, classical, literary and scientific and other degrees as are usually conferred by similar institutions of learning, and to establish such schools and colleges as are or may hereafter come under this charter into departments of said University, and to have the following powers, privileges and rights, and be subject to the following restrictions, and be controlled in the election of trustees and the management of said University and the school or college departments thereof as hereinafter fully set out.

ART. II.—The first Board of Trustees of said University, shall consist of the persons above named, and hereafter the said Board shall consist of seven persons within the boundaries of each and every annual Conference in Nebraska, and the members of said Board of Trustees, and their successors, shall be elected in four annual classes by the annual conferences respectively of said church, and shall hold their offices for the term of four years.

Provided, That the members thus elected at the next annual conferences of said church, shall hold their terms as follows:

Two of said members for one year; two of said members for two years; two of said members for three years, and one of said members for four years, and which Board shall have perpetual succession and shall hold the property of said institution for and on behalf of the Methodist Episcopal Church in Nebraska, and to be devoted to the purposes of education and not as a stock for the individual benefit of themselves or any contributor to the funds or endowment of said institution.

ART. III.—In case any conference holding authority to elect trust-

ees, shall hereafter be divided into two or more annual conferences, they shall each have authority to elect seven trustees as herein provided, and said Board of Trustees shall be increased in numbers accordingly, and the Board of Trustees as herein constituted shall have authority to elect, as additional members of said Board of Trustees any number of the Bishops of the said church not exceeding three, who when so elected shall have all the privileges and rights of members of said Board and whose term of office shall be determined by the said Board, provided such term shall at no time exceed four years; and provided further that in case of any vacancy in said Board the said vacancy may be filled by the Board of Trustees until the ensuing session of the annual conference in which the vacancy occurs.

ART. IV.—The said annual conferences of the Methodist Episcopal Church, under whose control and patronage said University is placed, shall each also have the right to appoint annually two suitable persons, members of their own body, visitors to said University, who shall attend the examination of students and be entitled to participate in the deliberations of the Board of Trustees and enjoy all the privileges of members of said Board except the right to vote.

ART. V.—The said University shall be and remain located in, or near Lincoln, Lancaster county, Nebraska; but the several schools and colleges of the Methodist Episcopal Church in Nebraska, that may hereafter come under this charter as departments of said University, may become such departments by action and consent of said Board of Trustees of said University.

The colleges that now are, and any other school or college that may hereafter come under this charter are constituted departments of said University and are and shall be under the control of the Board of Trustees of said University and the said Board of Trustees of said University shall determine the courses of study, text books to be used, systems of grading and do all such other work as appertains to the general educational interests of the said schools and colleges; provided that the persons elected as University Trustees by the several conferences, shall constitute the *local Boards* of Trustees of the said schools and colleges within the boundaries of their respective conferences; and all the property, real, personal or mixed of said schools or colleges shall be held by said local boards of trustees; provided further that the local board of trustees of each school or college may elect its own faculty and arrange for its own internal discipline. And each local board may nominate as many additional members thereof as each separate conference shall determine to elect, who, in connection with said local board as heretofore provided for, shall perform the duties of said local board of trustees, provided that the entire number of each local board

shall not exceed the number provided for in the charters of said schools or colleges respectively.

ART. VI.—The colleges that now are, and any school or college that may hereafter come under this charter, shall be entitled to retain their college names, to acquire property to be held for the benefit of such school or college, to teach regular preparitory and collegiate studies as far as the end of the sophomore year of the University course and to confer academic and normal degrees, and the schools and colleges of the University shall have the same courses or study, use the same text books, and students of one college shall be entitled to enter the same grade and rank in any college of the University, on certificate of standing, without examination.

ART. VII.—The said University Trustees, and their successors, shall be competent in law or equity, to take to themselves, in their said corporate name, real, personal or mixed estate, by gift, grant, bargain and sale conveyance, will, devise or bequest, by any person or persons, whomsoever, and the same estate, whether real, personal or mixed, to grant, bargain, sell, convey, let, place out at interest, or otherwise dispose of the same for the use of said University, in such manner as to them shall seem most beneficial for said University. The said corporation shall faithfully apply all the funds collected, or the proceeds of the property belonging to said University, according to their best judgment, in erecting suitable buildings, supporting necessary officers, instructors and servants, and procuring books, maps, charts, globes and philosophical, chemical and other apparatus and appliances necessary to the success of the institution, and do all other acts usually performed by similar institutions, that may be deemed necessary or useful to the success of said institution, and to have and to hold all the property of every kind belonging to said University, and to manage the affairs of the same under the restrictions herein imposed *Provided*, that in case any donation, devise, bequest, or grant, shall be made for particular purposes accordant with the designs of the University and the corporation shall accept the same, every such donation, devise, bequest or grant shall be applied in conformity with the express conditions of the donors, devisors or grantors.

ART. VIII.—The Board of University Trustees shall annually elect from their number a president, vice-president, secretary and assistant secretary, and treasurer of said board, and the treasurer shall be a resident of Lincoln, Nebraska, which officers shall hold their offices respectively until their successors are duly elected and have accepted; and the treasurer and any other officers that may be so required by said board, shall, before entering upon the duties of their offices, give bond to said corporation, in such sum as said board shall fix, conditional for the faithful and honest discharge of their duties and the

legal payment of all monies coming into their hands, and said bonds shall be approved by said board of trustees. All said officers of said board, and the President or Chancellor of the University, professors, tutors and *all* employees of the University, shall be elected annually by said board at its annual meetings to be held at such time as said board shall determine, and the president or chancellor of the University shall be, ex-officio a member of the said board of trustees and said board shall have power to displace or remove any of said officers or employees as the interests of the University may require, and fill vacancies as heretofore provided, and any vacancies in the faculty, whether of president or chancellor, or professors or other employees, whether caused by resignation, inability, or from any other cause, shall be filled in the interim by said board, at a special or called meeting of said board when a quorum of nine members shall be present; and said board shall fix the salaries of all of said officers and employees and have the full control of all expenses of said institution and adopt by-laws, rules and regulations for the government of said University, not inconsistent with the provisions herein or the laws of Nebraska.

ART. IX.—The said corporation shall have power to establish departments for the study of any and all the learned and liberal professions in the same, and to establish any and all such departments as usually belong to the most learned institutions either *in cursu* or post-graduate.

ART. X.—Nine members shall constitute a quorum for the transaction of any business of the board, except the election of President or Chancellor, Professor, or the establishment of chairs in said institution and the enactment of by-laws, rules and regulations for its government, for which the presence of a majority of the board, resident in Nebraska shall be necessary, subject to the modification in Article eight as to vacancies; provided that the said board of trustees shall have authority to change the number of members constituting a quorum, but such quorum shall never be less than three; and the secretary or assistant secretary of the Board of Trustees of said University shall give due notice to every member of said board, of the time and place of *all* meetings of the board, and in giving notice of special or called meetings the notice shall specify the objects and purposes of such special or called meeting and no other business shall be transacted except that contained in the call.

ART. XI.—The highest amount of indebtedness to which at any time this corporation shall subject itself, shall not be more than twenty five thousand dollars.

ART. XII.—This Charter or any article thereof may be amended, altered or changed by a two-thirds vote of all the members of the board

at any regular meeting, one month's notice of such proposed amendment, alteration or change having been given by the Secretary to all the members of the board, provided such amendment, alteration or change is not inconsistent with the laws of the state.

John B. Maxfield,
A. J. Anderson,
Thomas B. Lemon.
Alfred Hodgetts,
L. H. Rogers,
C. C. White,
David Marquette,
N. R. Persinger.
W. C. Wilson,
J. W. Phelps,
J. J. Imhoff,
W. G. Miller,
C. F. Creighton,
J. W. Small,
C. A. Atkinson,
Allen Bartley,
Geo. W. Martin,
F. L. Mayhew.
P. C. Johnson.
L. Stevens.
T. C. Webster.

*This proposition was afterward increased. Another was made to the committee on location which was not presented to the Commission

†This proposition was made by Messrs. Pitcher & Baldwin, et al, and is the one finally accepted

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Belt Railroad will pass the University

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Officers of the Board of Trustees.

President, W. G. Miller, D. D., Utica, Nebraska.
Vice Pres., J. B. Maxfield, D. D., Central City, Neb.
Secretary, C. A. Atkinson, Lincoln, Nebraska.
Ass't Sec., Rev. P. C. Johnson, Indianola, Nebraska.
Treasurer, J. J. Imhoff, Lincoln, Nebraska